

IN THE UNITED STATES PATENT AND TRADEMARK OFFICECERTIFICATE UNDER 37 C.F.R. §§ 1.6(a)(4) & 1.8

I hereby certify that this correspondence is being transmitted electronically to the United States Patent and Trademark Office via the EFS-Web on the date shown below:

April 22, 2008

Date

/ Michelle Ludwig /

Signature

In re application of: Donovan et al.)
Serial No. 10/581,763) Examiner: Unknown
Filed: June 6, 2006)
371 Date: August 7, 2007) Group Art Unit: 1638
For: Secreted Insecticidal Protein and Gene) Conf. No.: 6571
Compositions from Bacillus Thuringiensis)
And uses Therefor)

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

INFORMATION DISCLOSURE STATEMENT

In Compliance with the duty of disclosure under 37 C.F.R. §1.56, Applicants respectfully request that this Information Disclosure Statement be entered and that the references listed on attached Form PTO-1449 be considered by the Examiner and made of record.

The references being filed herewith were cited in the Supplementary International Search Report in corresponding EP Application, 04821812.7-1222. The search report in the EP Application was mailed February 6, 2008 to the applicant therefore the filing of

this Information Disclosure Statement is within three months, and hence believed to be timely filed.

In accordance with 37 C.F.R. §1.97(g), this Information Disclosure Statement is not to be construed as a representation that a search has been made or that no other possible material information, as defined in 37 C.F.R. §1.56 exists.

The present Information Disclosure Statement is being filed prior to the receipt of a first Office Action on the merits; and hence, is believed to be timely filed in accordance with 37 C.F.R. §1.97(b). No fees are believed to be due in connection with the filing of this Information Disclosure Statement; however, if any fees should be due, the Commissioner is hereby authorized to deduct said fees from Deposit Account No. 13-4125.

Respectfully submitted,

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